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Examiner Initials *	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
70		1,935,599		Rippey	11/14/1933	
		3,798,020		Parham, Jr. et al.	03/19/1974	
		4,075,324		Thizy, et al.	02/21/1978	
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		4,139,616		Ducet, et al.	02/13/1979	
		4,542,023		Lacroix, et al.	09/17/1985	
		4,698,334		Horriere, et al.	10/06/1987	
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		5,124,344		Greiner, et al.	06/23/1992	
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[illegible]

12/6/2002

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Sheet	2	of	4
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Application Number	Not Assigned
Filing Date	Filed Herewith
First Named Inventor	John B. Taylor
Group Art Unit	Not Assigned
Examiner Name	Not Assigned
Attorney Docket Number	396421

U.S. PATENT DOCUMENTS

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FOREIGN PATENT DOCUMENTS

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Complete if Known	
Application Number		Not Assigned	
Filing Date		Filed Herewith	
First Named Inventor		John B. Taylor	
Group Art Unit		Not Assigned	
Examiner Name		Not Assigned	
Attorney Docket Number		396421	

Sheet	3	of	4
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OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
JL	✓	The Use of Red Phosphorus As A Fertilizer. Pot Trials With Perennial Ryegrass and White Clover; Widdowson, Soil Bureau, and H.P. Rothbaum, chemistry Division, Department of Scientific and Industrial Research, Wellington, PP 427-445 (1964)	
JL	✓	Bacterial Oxidation of Orthophosphate. George Malancinski and Walter A. Konezka, Department of Bacteriology, Indian University, Bloomington, Indiana (1966)	
JL	✓	A Definitive Test To Determine Whether Phosphite Fertilization Can Replace Phosphate Fertilization to Supply P In The Metabolism of Hass on Kuke 7, Dr. Carol J. Lovatt, Botany and Plant Sciences, University of California, Riverside, PP. 12-13	
JL	✓	The Biological Inactivity of Glucose 6-Phosphite, Inorganic Phosphites And Other Phosphites. H.E. Robertson and P.D. Boyerl, pp 380-395 (1956)	
JL	✓	The Merck Index. An Encyclopedia of Chemicals, Drugs, and Biologicals. Eleventh Edition: 1989	
JL	✓	Transition of Phosphite to Phosphate in Soils. Fred Adams and John P. Conrad, pp.361-371	
JL	✓	Australasian. Plant Pathology, Vol. 19, Nov. 4, 1990; pp. 112-121; 138-139; pp 144-145	
JL	✓	The Mode of Action of Phosphite; Evidence for Both Direct and Indirect Modes of Action of Three Phytophthora spp. in Plants; The American Phytopathological Society; Disease Control and Pest Management; Vol. 79, No. 9, 1989, pp 921-926.	
JL	✓	Crystallography and Equilibrium Solubility for Ammonium and Potassium Orthophosphites and Hypophosphites; A.W. Frazier and K.R. Waerstad, Kluwer Academic Publishers, Fertilizer Research 32, 1992, pp 161-168.	
JL	✓	Effect of Phosphite on Tomato and Pepper Plants and on Susceptibility of Pepper to Phytophthora Root and Crown Rot in Hydroponic Culture; H.Forster, J.E. Adaskaveg, D.H. Kim, and M.E. Stanghellini, The American Phytopathological Society, Plant Disase, Vo. 82, No. 10, 1998, pp 1165-1169.	
JL	✓	Biagro Western Sales, Inc. brochure, Nutri Phite Fertilizers, P Foliar 4-30-8, Foliar Nutrient for Vegetable and Permanent Crops (1997); MSDS (Nov. 20, 1996); product label	

Examiner Signature		Date Considered	12/16/2002
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 4 of 4

Complete if Known

Application Number	Not Assigned
Filing Date	Filed Herewith
First Named Inventor	John B. Taylor
Group Art Unit	Not Assigned
Examiner Name	Not Assigned
Attorney Docket Number	396421

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JL	/	Biagro Western Sales, Inc. brochure, Nutri Grown Fertilizer, PK 0-28-26, Foliar Nutrient For Nursery Crops, Turf and Commercial Landscaping (1997); MSDS (Sept. 26, 1997); product label	
DL	/	Biagro Western Sales, Inc. brochure, Nutri Phite Fertilizers, P Soil 0-40-0, Soil Nutrient For Vegetable and Permanent Crops (1997); MSDS (Sept. 26, 1997); product label	
JL	/	Agrichem Manufacturing Industries Pty, Ltd. brochure, Supa Crop Supa Stand Phos, 1990	
JL	/	The Effects of Sub-toxic Levels of Phosphonate on the Metabolism and Potential Virulence Factors of Phytophthora Palmivora, R.H. Dunstan, R.H. Smillie and B.R. Grant, Physiological and Molecular Plant Pathology (1990) 36, pp 205-220	
	/	Patsy's Nursery Chemical Sprays, 5 pages	
	/	Allette Wdg., Chemical Warning and Description Label, 2 pages	
	/	Application For Registration of Commercial Fertilizer, 1 page	
	/	Nutrilan, Premium Inorganic Foliar Feed Nutritional Label, 1 page	
JL	/	Allette Technical Bulletin, Rhone Poulenc AG Company, February 22, 1989	
JL	/	Comparative Antifungal Activity of Four Phosphonate Compounds Against Isolates of Nin Phytophthora Species, The American Phytopathological Society, Vol. 79, No. 7, 1989, pp. 761-767	
JL	/	English Abstract -- Control of Fusarium Wilt In Carnation Grown On Rockwool by Pseudomonas sp. Strain Wcs417r and by Fe-EDDH, R. van Peer, A.J. van Kuik, H. Rattink, B. Schippers, R. Van Peer, A.J. Van Kuik, Netherlands Journal of Plant Pathology, Vol. 96, No. 3, pp. 119-132, (1990)	
JL	/	English Abstract -- Effect of Some Fertilizers Chelates on the Growth of Pathogenic Fungi and Development of Disease Symptoms on Host Plants, C. Skrzypczak, LB Orlikowski, Phytopathologia Polonica, No. 11, pp. 31-40, (1996)	
JL	/	Effect Of Some Fertilizers Chelates On The Growth of Pathogenic Fungi And Development of Disease Symptoms On Host Plants, Cz. Skrzypczak, L.B. Orlikowski & B. Matysiak, Phytopathol. Polonica 11: 41-50, The Polish Phytopathological Society, Poznan 1996	

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Signature

Date
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**SUPPLEMENTAL
INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Sheet	1	of	3
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Complete if Known

Application Number	10/017,687
Filing Date	October 30, 2001
First Named Inventor	John B. Taylor
Group Art Unit	1621
Examiner Name	Not Yet Assigned
Attorney Docket Number	396421

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U.S. PATENT DOCUMENTS

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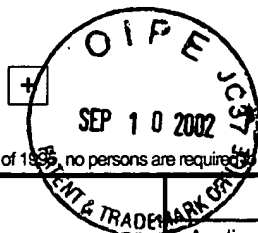
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Sheet 3 of 3

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		Technical data-sheet for Alliette®-WDG	
J		Application for Registration of 8-8-8 Liquid (October 9, 1990)	
		Product label for Nutrilan™	
		Technical specification sheets for Albrite®-70%-Phosphorous Acid	
		Technical bulletin for Albrite®-70%-Phosphorous Acid	
		Technical bulletin for Albrite®-Phosphorous Acid-Flake	
J		Certificate of Registration for Supa Crop Supa Stand Phos; May 14, 1990	

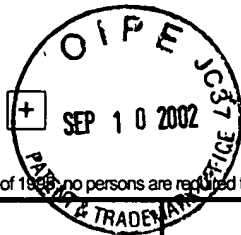
Examiner Signature	<i>JH</i>	Date Considered	12/6/2002
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Sheet 2 of 3

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90	✓	REUVENI, M.; REUVENI R.; Efficacy of Foliar Application of Phosphates in Controlling Powdery Mildew Fungus on Field-Grown Winegrapes: Effects on Cluster Yield and Peroxidase Activity in Berries; J. Phytopathology, Volume 143(1), 21-25 (1995)	
	✓	Abstract of REUVENI, M.; ZEHAVID T.; REUVENI R.; Integrated Control of Grape Powdery Mildew By Foliar Sprays of Potassium Phosphate; Phytoparasitica (24, No.2, 153, 1996)	
	✓	Affidavit with exhibit submitted by Dr. Carol J. Lovatt in prior patent infringement litigation between Rhone-Poulenc Agrochimie, S.A., and Biagro Western Sales, Inc., and filed with the court on September 21, 1994	
	✓	REUVENI, M.; AGAPOV, V.; REUVENI, R.; Induction of Systemic Resistance to Powdery Mildew and Growth Increase in Cucumber by Phosphates; Biological Agriculture and Horticulture, 9: 305-315 (1993)	
	✓	REUVENI, R.; AGAPOV, V.; RAVIV, M.; Effects of Foliar Sprays of Phosphates on Powdery Mildew (<i>Sphaerotheca pannosa</i>) of Roses; J. Phytopathology, 142: 331-337 (1994)	
	✓	REUVENI, M.; AGAPOV, V.; REUVENI, R.; Induced Systemic Protection to Powdery Mildew in Cucumber by Phosphate and Potassium Fertilizers: Effects of Inoculum Concentration and Post-Inoculation Treatment; Canadian J. Plant Pathol. 17: 247-251 (1994)	
	✓	REUVENI, R.; REUVENI, M.; AGAPOV, V.; Induction of Growth Increase and Systemic Resistance to <i>Exserohilum turcicum</i> in Maize by Foliar Spray of Phosphates; J. Phytopathology, 141: 337-346 (1994)	
		REUVENI, M.; REUVENI, R.; Efficacy of Foliar Sprays of Phosphates in Controlling Powdery Mildews in Field-Grown Nectarine, Mango Trees and Grapevines; Crop Protection, 14(4) 311-314 (1995)	
	✓	REUVENI, M.; AGAPOV, V.; REUVENI, R.; Suppression of Cucumber Powdery Mildew (<i>Sphaerotheca fuliginea</i>) by Foliar Sprays of Phosphate and Potassium Salts; Plant Pathology, 44: 31-39 (1995)	
	✓	MACINTIRE, W.H.; WINTERBERG, S.H.; HARDIN, L.J.; STERGES, A.J.; CLEMENTS, L.B.; Fertilizer Evaluation of Certain Phosphorus, Phosphorous, and Phosphoric Materials by Means of Pot Cultures; Agronomy Journal, Vol. 42, pp. 543-549 (1950)	
	✓	FENN, M.E.; COFFEY, M.D.; Studies of the In Vitro and In Vivo Antifungal Activity of Fosetyl-AI and Phosphorous Acid; Phytopathology, Vol. 74, No. 5, pp. 606-611 (1984)	
	✓	GRIFFITH, JULIA M.; COFFEY, MICHAEL D.; GRANT, BRUCE R.; Phosphonate inhibition as a function of phosphate concentration in isolates of <i>Phytophthora palmivora</i> ; J. of General Microbiology, 139: 2109-2116 (1993)	
✓	DOLAN, T.E.; COFFEY, M.D.; Correlative in Vitro and in Vivo Behavior of Mutant Strains of <i>Phytophthora palmivora</i> Expressing Different Resistances to Phosphorous Acid and Fosetyl-Na; Phytopathology, Vol. 78, No. 7 (1988)		
		Affidavit of Carl Fabry, July 7, 2000	

Examiner Signature

John B. Taylor

Date Considered

12/16/2002

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